O. W. 71 & 72—658,614 21-11-29

C.F. 71 & 72.

19

Department of L R Hall

OFFICE R.P. & Rep. L R Hall

STATION Adelaide

BP No. 1906 Mrs

Dated 17-6-31

To whom sent

Date

Given for copying 17.6.31

Copied Copd 17.6.31.

Examined MSM 17.6.31

Signed

Given for despatch

Despatched

Indexed

To be destroyed on*

(SUBJECT.)

15193

Ref.No.10650-30-A3. South Kanara Collector's Office

Mangalore, 6th January 1931

From

G. V. Wells, Esquire, M.A., I.C.S.;

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue & Settlement,

Madras.

Sir,

Allowances - Tasdik - (South Kanara) - Mangalore Taluk and Town - Sharavina Ganapathi (Vinayaka) temple Non-payment for faslis 1338 & 1339 - suit notice.

Reference:- B.P.Mis.No.75, L.R.& S., dated 9-1-1930.

****

The payment of the tasdik due to the Sharavina Maha-Ganapathi Temple, also known as Sharavina Vinayaka Temple for the last two faslis, having been withheld agreeably to B.P.Mis.No.75, L.R.& S., dated 9-1-1930, its present Manager, Mr. Midumane Subbanna Shastri, son of Ramakrishna Shastri of Mangalore describing himself as hereditary trustee thereof, has issued to me a suit notice (copy enclosed), threatening to sue Government, unless the arrears are paid to him.

The former Manager, Puttanna Bhatta, who brought the claim last year is dead and the affairs of the temple are now managed by the Notice-giver, whom the President of the Hindu Religious Endowments Board mentioned as the trustee of the temple The President of this Board now states that the Board does not at present exercise jurisdiction over the temple and that the Notice-giver is the same as the person referred to by him as the trustee in his last year's letter. He, however, seems to object to the payment of the arrears on the ground that the affairs of the temple are most grossly mismanaged. I enclose a copy of the Mangalore Tahsildar's report L.Dis.C.24369-30, dated 18-12-1930, from which it will be seen that the services in the temple were rendered properly

during the last fasli, inspite of the fact that the payment of the large arrears of tasdik amounting in all to Rs.1767-8-0 has been withheld. The services during fasli 1338 had already been reported to have been properly rendered - please see my report R.O.C.4322-29-B1, dated 24-10-1929 in reply to Board's Ref.K.7416-29-2, dated 7-10-1929.

3. There is already a dispute under Section 84 of the Madras Act II of 1927, the trustees claiming the temple as a private institution to which the provisions of the Act do not apply. The Hindu Religious Endowments Board does not at present exercise any jurisdiction over the temple. The arrears relate to a period, during which the services in the emple were properly rendered and the Notice-giver happens o be the trustee appointed by the old temple committee and ho was admitted by the Hindu Religious Endowments Board to be the trustee. I do not, therefore, see any reason to withhold the payment of the arrears and request Board's orders in the matter.

Your obedient servant,

A Krishnaswami 7.1.31

For Collector.

Copy of letter L.Dis.C.No. 24369/30, dated 18th December 1930, from the Tahsildar of Mangalore Taluk to the Collector of South Kanara.

Allowance - Tasdik - Casba Bazar village - Sharavina Maha Ganapathi Dev - Arrears - particulars - reported.

Your R.O.C. 10650/30-A.3, dated 27-11-1930.

The services in the temple are reported to have been properly rendered in the last fasli; but some of the jewels belonging to the institution appear to have been mortgaged by the former Adaltedar, Puttanna alias Keshava Bhatta. The institution is said to be now under the management of the petitioner. The mahazar recorded by the Revenue Inspector and his report M.Dis.I.R. 1674/30, dated 15-12-30 are enclosed.

2. The particulars of the arrears of the tasdik amount now in deposit are noted below.-

Date.	No. of the deposit.	Amount.
12-4-29	18/43	441-12-0
14-5-29	113/750	442-0--0
12-4-30	3/39	441-14-0
14-5-30	105/608	441-14-0
		1767--8-0

True Copy.

for Collector.

7.1.31

Registered Ack. Due. 5 Mangalore, 17th October 1930.

To

G. W. Wells, Esq., I.C.S.,
Collector of South Kanara,
MANGALORE.

From

Koodumane Subbanna Shastri,
Son of Ramakrishna Shastri, Heriditory trustee of
Shri Sharavu Mahaganapathi Temple,
MANGALORE

Sir,

The tasdik due to Shri Sharavu Maha Ganapathi temple due for the last two years ending with June 1930 is in arrears and has not been paid by the Government. I have been performing the Puja Viniyogas and management of the temple since the 30th of March last after the death of the previous manager Puttanna Bhat, as per the proceedings of all the heriditory trustees including the son of and heir of the late said Puttanna Bhat.

As per the said proceedings signed by all the heriditory trustees I have been authorised to collect the whole tasdik due for the said two years from the Government and I have been authorised to manage the temple

I therefore pray that the said tasdik in arrears may be ordered to be paid to me.

If it is notpaid I would be compelled to take legal steps for recovery of the same and this may be treated as a suit notice under section 80 of the Civil Procedure Code.

I have the honour to be remain,

Sir,

Your most obedient servant,

Sd/ xx xx

True Copy.

7-1-31

For Collector.

7/11/31

B. F. XXII-A-19—89,500. 22-4-30

FOR MEMBER

Subject.—

Allowances - Tasdik (South Kanara) Mangalore Taluk and town - Sharavina Ganapathi temple - arrears payment

READ AGAIN B. P. No. _____, dated _____ 193

193

READ ALSO :—

Register No. _____, From the B. 195/31-6, No. Ref, dated _____ 193

193

193

193

RESOLUTION. Ref B. 195/31 No. _____, dated 19-1-193/

The Collector is requested to enquire and submit a statement from the son of the late Puttanna Bhatta and all the other hereditary trustees of the temple ascertaining the payment of the allowance with arrears to Subbanna Sastri (Indicequiri)

RT 23.3.31

19-1-31

19-1-31

19-1-31

BOARD OF REVENUE
11 APR 1931
LAND REVENUE AND SETTLEMENT

B1949

Ref.A.3-No.10650-30. South Kanara Collector's Office,

Mangalore, dated 9th April 1931.

From

G. W. Wells, Esquire, M.A., I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue and Settlement,

Madras.

Sir,

Allowances - Tasdik (South Kanara) -Mangalore Taluk and Town - Sharavina Ganapathi temple -arrears -payment.

Board's reference No.B.195/31 dated 19-1-1931.

Of the seven hereditary trustees of the temple, Appu alias Veda Bhatta, son of the late Puttanna Bhatta had already given a statement agreeing to the payment of the arrears to the notice giver Subbanna Shastri His statement dated 5-11-30 is enclosed together with the statements of Sundari Amma, Vittal Shastri, K. Narayana Shastri and Lakshmi Amma, who are also hereditary trustees. Of the remaining two trustees, one is the notice giver himself and the other, viz., Subramanya Shastri is reported to be resident of Bombay. His statement could not, therefore, be obtained. I also enclose English translations of all the statements referred to above.

Your obedient servant,

9/4/31

For Collector.

9.4.31

Statement of Appu alias Veda Bhatta son of Puttanna Bhatta residing near the Mahaganapathi temple, Mangalore Town, recorded by the Revenue Inspector, Mangalore on 5th November 1930

Read and understood the petition forming the subject matter of Mangalore Taluk office M.Ref.C.No. 7131-30-A4 (the suit notice in question). Until the death of my father Puttanna alias Keshava Bhatta, i.e., till 30-12-29, he was looking after the management of Mahaganapathi temple. He had obtained a sanad from the Shivalli Brahman Committee. On 7-1-30, I submitted a petition to the Dt. Collector, praying that my father's sanad might be given and the arrears of tasdik in deposit might be disbursed to me. Till this day, I have received neither the sanad nor the tasdik amount. Owing to this reason it was impossible for me to perform the viniyogas (ceremonies) in the temple and I therefore made over the management to Subbanna Shastri at the end of March last. It has not yet been decided whether this temple is under the control of the (Hindu Religious) Endowment Board or not. The enquiry into this question is posted to 12-11-30 for hearing in the office of the Board Commissioner of the Endowment Board. Before I handed over charge to Subbanna Shastri, a proceedings was drawn up by Messrs (1) U.C.Krishna Bhatt, (2) his son Subramanya Bhatta, (3) Narayana Shastri of the Sub-Court, residing at Kodialbail, (4) his son Subbanna Shastri (5) Vittal Shastri residing near Trishileshwar temple, (6) Vakil Belebail Vyasarayacharya, (7) Subbanna Shastri and (8) Appu alias Veda Bhatta, all belonging to our community. That document is with Mr. U.C.Krishna Bhatt. It may be kindly perused. Of the several Moktessors of this temple, only two, viz., Subbanna Shastri, the present petitioner and Sundari Amma, residing on the northern side of this temple, are now alive. I am willing to abide by the resolutions passed in the said proceedings. Errors &c. two only.

Sd/- Appu alias Veda Bhatta.

I am not aware of this temple possessing any landed property. The expenses in the temple are to be met only from the amount of annual tasdik it gets and the amount of other offerings made thereto.

5-11-30 Sd/- Appu alias Veda Bhatta.

Read over and admitted.

Sd/- S. Josnua,
Revenue Inspector.

Examined again.

I have no objection to the payment of the arrears of tasdik amount to Mudumane Subbanna Shastri, Loktessor and present Manager in accordance with the proceedings referred to above.

11-11-30. Sd/- Appu alias Veda Bhatta.

Read over and admitted.

Sd/- S. Joshua,
11-11-30.
Revenue Inspector
Mangalore.

(Translation)

9.4.31

Statement of Sundari Amma, Moktessor of Sharavina Maha Ganapathi Temple in Mangalore Town, residing near the said temple, recorded by the Revenue Inspector, Mangalore on 15th February 1931.

****

Read and understood the records connected with the Mangalore Taluk office N.Ref.C.1684-31-A1. I have no objection to the payment of the arrears of tasdik due to the Saravina Temple to Subbanna Shastri, Moktessor and Adaltedar (Manager) of the said temple and who gets the several puja Viniyogas (services) therein regularly and properly performed.

(Sd) Sundari Amma.

Read over to the deponent and admitted.

(Sd) S. Joshua,
Revenue Inspector,
Mangalore.
15-2-1931.

****

Statement of Vittal Shastri, son of Vasudeva Bhatta alias Subraya Shastri, Archaka (worshipper) and Moktessor of Sharavina Ganapathi alias Vinayaka Temple of Mangalore Town, recorded by the Revenue Inspector, Mangalore on 15-2-1931.

****

I agree to the payment of the arrears of tasdik due to the said temple to Subbanna Shastri in accordance with the resolutions passed by us in 1930 in a meeting of Archaka Moktessors of the said temple.

(Sd) M. Vittal Shastri.

Read over to the deponent and admitted.

(Sd) S. Joshua,
Revenue Inspector,
Mangalore.
15-2-1931.

compd.
by
9.4.31

Statement of Narayana Shastri, Archaka and Moktessor of Sharavina Ganapathi Temple recorded on 15-2-1931.

******

Heard the statement dictated by my elder brother Vittal Shastri and recorded above, read over to me.
My statement is the same as that of the abovenamed.

(Sd) M. Narayana Shastri,
15-2-1931.

Read over and admitted.

(Sd) S. Joshua,
Revenue Inspector,
Mangalore.
15-2-1931.

******

Statement of M. Narayana Shastri, son of Sharavina Subraya Shastri, Clerk, Sub Court, residing at Kodialbail in Mangalore Town recorded by the Revenue Inspector on 10th March 1931.

******

Subbanna Shastri son of Ramakrishna Shastri, Vittal Shastri son of Subraya Shastri, his brother Narayana Shastri, Appu alias Veda Bhatta son of Puttanna alias Keshava Bhatta, Subrahmanya Shastri son of Sharavina Vasudeva Muthur Shastri, Sundari Amma, widow of Subbanna Shastri son of Annaya Shastri and Lakshmi Amma widow of Anantha Shastri and guardian and mother of Lakshminarayana and Sitaramm, minor children of Vakil M. Anantha Shastri are the seven hereditary Archaka and Moktessors of the Sharavina Sri Maha Ganapthi Temple. Of these, No.5, viz., Subrahmanya Shastri son of Muthu Shastri is a clerk in the Central Telegraph office at Bombay.

(Sd) M. Narain Shastri,
10-3-1931.

Recorded in my presence. Read over and admitted by the deponent to be correct.

(Sd) S. Joshua,
Revenue Inspector,
Mangalore.
10-3-1931.

Statement of Lakshmi Amma, widow of Anantha Shastri, residing at the house of Vakil Mr. Vyasaraya Acharya at Kodialbail, Mangalore -Town recorded by the Revenue Inspector, Mangalore on 25-3-1931.

Read and understood the records connected with the Mangalore Taluk Office N.Ref.C.No. 1684-31-A.1. With the exception of the Moktessors referred to in the statement dictated by M. Naraina Shastri on 10-3-1931, there are no other moktessors for this Sharavina Maha Ganapathi Temple. At present Subbanna Shastri gets all the puja viniyogas (services) performed in the said Temple I have therefore no objection to the disbursement to the said Subbanna Shastri of the Tasdik amount due to the said temple now held in deposit.

(Sd.) Lakshmi

Read over and admitted

(Sd.) S. Joshua,
Revenue Inspector,
Mangalore.

(Translations.)

9-4-31

17

Subject.—

R. F. XXII-A-19—89,500 22-4-30 (8)

FOR MEMBER.

Allowances - Tasdik - (Sonth Kanara) Mangalore Taluk and town - Shaaravva Ganapathi temple - arrears - Payment

READ AGAIN B. P. No. _____, dated _____ 193

" " " _____, " _____ 193

READ ALSO :—

Register No. _____, From the B. 1949/31 - f 94, No. 9, dated _____ 193

" " _____, " " _____, " _____, " _____ 193

" " _____, " " _____, " _____, " _____ 193

RESOLUTION. Ref No. B. 195/31-2, dated 15-4- 193

Reminded 16.5.31

16/5

The Collr is requested to address Subrahmanya Sastri who is stated to be a resident of Bombay, and to obtain his consent to the payment of the arrears to Subbanna Sastri

13/4/31

15-4-31

To the Collr of Sonth Kanara.

S.S

15/4/31

DEPARTMENT

1 REMINDER. Rev. [illegible] Branch. REPLY.

21 MAY 1931
LAND REVENUE AND SETTLEMENT

To THE Collector

Sonti Kamaraja

To THE Secretary to the Board of Land Revenue & Settlement Madras

Sir,

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~ attention to the communication noted in the margin and to request that this reminder may be returned ~~at once~~ with information as to—

No. B. 195/31, 2 dated 15.4.31

~~(1) the stage at which the matter now is,~~

(2) the date by which a reply ~~may~~ be expected, ~~and~~

~~(3) the circumstances which have caused the delay.~~

2. It is requested that the reply to this reminder may be sent not later than 1-6-31

On receipt of the Board's reference, the Collector of Bombay was addressed to obtain and send a statement from Subrahmanya Sastri, who is a resident of Bombay. The Collector has this day been reminded to send his reply soon. As soon as it is received, my final reply will be submitted. 16.5.31

Office of the Board of Revenue, L.R. & S. Madras

S. Ramachandran
Signature.
Senior Superintendent
Designation.

Station Madras

Dated 16-5-31 16/5/31

SUBJECT.

Allowances - Taodic - (Sonti Kamaraja) Bangalore Fee and town - Bhasavana; mapping temple - arrears - Payment.

As (LR)

The CMC may need be reminded on 15.6.31

22.5.31

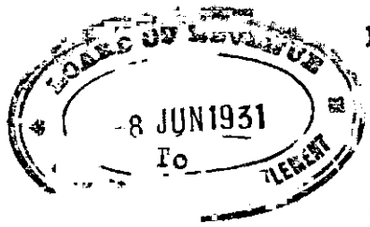
22.5.31

B 3052

Ref.A.3-10650-30. South Kanara Collector's Office,

Mangalore, dated 5th June 1931.

From



Khan Bahadur J. Hussain, Bar-at-law,

Collector of South Kanara.

The Secretary to the Board,

Land Revenue and Settlement,

Madras.

Sir,

Allowances - Tasdik-(South Kanara) -Mangalore Taluk and Town - Sharavina Ganapathi temple -arrears -payment.

P 274 Board's reference No.B.195-31-2 dated 15-4-1931.

The statement of Subramanya Sastri, obtained by the Collector of Bombay is enclosed.

2. The notice giver Subbanna Sastri has again submitted another petition praying for the disbursement of the tasdik due for fasli 1340 which fell due in April and May last. The Tahsildar of Mangalore to whom the matter was referred reports that service is being regularly rendered in the temple and that the building is in good condition. I see no objection to the disbursement of this sum amounting to Rs.883-12-0 along with the arrears of Rs.1767-8-0 referred to in my predecessor's Ref.A.3-No.10650-30 dated 6-1-31 and I recommend accordingly.

A Krishnaswami 5/6/31

For Collector.

5.6.31

Subject.—

R. F. XXII-A-19—39,500 22-4-36 (6)

FOR MEMBER.

Allowances - Jasdik (South Kanara) Manpalam Jahgir & Coun - Shanmuga Ganapathi Temple payment

READ AGAIN B. P. No. ____ dated F. 1338 4-40 Allowed ____ 193

" " " ____ " " ____ 193

READ ALSO :—

Register No. ____ From the ____, No. ____, dated ____ 193

" " ____ " " P. 1 of B 195/3, P. 5 of Board's Proc. Dt. 19-1-37, ____ 193

" " ____ " " P. 9 of B. 1949/37, P. 27 of Board's Proc. Dt. 15-4-37, P. 31 of B 3052/37, ____ 193

RESOLUTION. (Mis) No. 1906, dated 17-6- 1937

... the circumstances reported the Board agrees with the Collector that the allowances should be paid to the notice Subbanna Sastri for Faslis 1338, 1339 & 1340.

17-6-37

16/6/37

16.6.37

~~H~~
S
As(H)

Allowances-Tasdik -(South Kanara)- Mangalore taluk and town- Sharavina Ganapathi temple- arrears-Payment Suit notice.

B 195/31.. pp.1-2 c.f.

To A.S.L.R.-

Please see the Collector's letter at pages 1-2 c.f.

In B.P.75 Mis., dated 9-1-30 the Board held that the allowance in question shd. be paid only to the trustee duly appointed by the temple committee and that it shd. not be paid to Puttanna Bhatta, the archaka, as he was not the trustee appointed either by the temple committee or the H.R.E. Board.

Puttanna Bhatta is now dead and the services are rendered in the temple by Subbanna Sastri from 30-3-30, who has given a notice to the Collr. that he would take legal steps if the arrears of the allowance due to the institution are not paid to him. The notice giver is also stated to be a trustee appointed by the old temple committee and has been regularly performing the services since he assumed charge. The H.R.E. Board does not now exercise any jurisdiction over the institution. The notice giver also claims the arrears for fasli 1338 during which Puttanna Bhatta was rendering the services, stating that the son of the late Puttanna Bhatta and all other hereditary trustees of the temple have authorised him to receive the amount. As the Collr.has not refuted this statement it may be taken that it is correct and it seems unnecessary to ask the Collr. As the arrears relate to a period during which the services were properly rendered and as the H.R.E. Board does not now

appears to be no objection to the payment of the arrears to the notice-giver as proposed by the trustee of the institution. For orders.

17-1-31.

15.1.31
16-1-31

S

As a large sum is concerned, I think it safer to ask Collr. to have the point at A recorded in writing. Ask him to do so.

19.1.31.

AS (LR)

Draft submitted

19.1.31
19-1-31

19-1-31

12.1.31

Ref: B. 195/31-1 dated 9-1-31 p7 cf

AS(LR)

Please see the Board's reference at p7 cf. and the Collector's reply at p9 cf. All the other hereditary trustees of the temple, viz Subrahmanya Sastri, have no objection to the payment of the arrears to the notice-giver. The Collr. states that the statement of Subrahmanya sastri could not be obtained as he is a resident of Bombay. If Assnt. Collr. also to obtain this statement the Collr may be asked to obtain address him and submit his consent

Draft submitted.

13.4.31
13.4.31

15-4-31

15.4.31

P. 27 cf [Board's Reference dt 15-4-31

P. 31 cf B 3052/31]

To AS (AR)

Please see the Collectors report at P-31 cf in reply to the Board's Reference dt 15-4-31 at 22-Cf. B. all the ~~ladies~~ Ministers including Subramanya Sastry agree to the payment of the arrear allowances of Rs 1767-8-0 relating to Faslis 1338 and 1339 and as the services are properly rendered the amount may be paid to the ~~ministers~~ Subramanya Sastry as already proposed by the Collector

2 The allowances relating to the current faslis is also due It seems unnecessary to obtain fresh consent from the other Ministers for the payment of this amount of (Rs 883-12-0) The amount may be paid to the ~~ministers~~ Sastry as recommended by the Collector.

3 The above payments are not subject to any deductions - vide note (2) to para 2 of Bl. G. 67

Board's orders.

(P.T.O

To AS (LR)

Draft submitted

16/6/31

17/6/31

16.6.31